

UNITED STATES PATENT AND TRADEMARK OFFICE
Trademark Trial and Appeal Board
2900 Crystal Drive
Arlington, Virginia 22202-3513

Mailed: February 19, 2003

Opposition No. 91152288

E. & J. GALLO WINERY

v.

DALMONT FOODS, L.C.C.

Frances S. Wolfson, Interlocutory Attorney:

Opposer's motion to consolidate, filed December 19, 2002, is granted as conceded. The cases may now be presented on the same records and briefs. Papers should bear the number of each of the consolidated cases, although Opposition No. 152,288 is treated as the "parent" case, and most of the papers filed by the parties, or issued by the Board, will be placed only in the file of the parent case. The parties need not file a copy for each consolidated case; a single copy, bearing the number of each consolidated case, normally is sufficient.

Consolidated cases do not lose their separate identity because of consolidation. Each proceeding retains its separate character and requires entry of a separate judgment. See Wright & Miller, Federal Practice and Procedure: Civil §2382 (1971).

Applicant's "Substitution of Counsel, Entry of Appearance, and Request for Correspondence," filed January 9 2003, is hereby entered.

Trial dates are reset in accordance with the parties' "Stipulation to Reschedule the Closing Date for Discovery and to Reschedule the Testimony Periods," filed January 23, 2003.

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